

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Abraham Dixon	Team: Squad #8	CCRB Case #: 201807198	<input checked="" type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input checked="" type="checkbox"/> Injury
Incident Date(s) Sunday, 08/26/2018 6:20 PM	Location of Incident: [REDACTED]	Precinct: 72	18 Mo. SOL 2/26/2020	EO SOL 2/26/2020	
Date/Time CV Reported Wed, 08/29/2018 6:43 PM	CV Reported At: CCRB	How CV Reported: Call Processing System	Date/Time Received at CCRB Wed, 08/29/2018 6:43 PM		

Complainant/Victim	Type	Home Address
[REDACTED]	[REDACTED]	[REDACTED]

Subject Officer(s)	Shield	TaxID	Command
1. POM Robert Wilson	31859	965620	072 PCT
2. SGT Frank Cinolauro	00937	940008	072 PCT
3. POF Andrea Antonaccio	18626	961621	072 PCT

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. POM King Zhang	12318	957304	072 PCT
2. POF Monique Samuel	10558	963739	072 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POM Robert Wilson	Force: Police Officer Robert Wilson used physical force against § 87(2)(b) [REDACTED]	[REDACTED]
B.POM Robert Wilson	Force: Police Officer Robert Wilson used physical force against § 87(2)(b) [REDACTED]	[REDACTED]
C.SGT Frank Cinolauro	Force: Sergeant Frank Cinolauro used physical force against § 87(2)(b) [REDACTED]	[REDACTED]
D.POF Andrea Antonaccio	Force: Police Officer Andrea Antonaccio used physical force against § 87(2)(b) [REDACTED]	[REDACTED]

Case Summary

On August 29, 2018, § 87(2)(b) filed this complaint with the CCRB via call processing system [Board Review 01].

On August 26, 2018, at approximately 6:20 p.m., § 87(2)(b) was involved in a physical dispute with § 87(2)(b) at Sunset Park on § 87(2)(b) in Brooklyn. PO Robert Wilson and Sgt. Frank Cinolauro, both of the 72nd Precinct, responded to the scene. PO Wilson and Sgt. Cinolauro placed § 87(2)(b) under arrest, who she fell limp and went to the ground. PO Wilson allegedly placed his hand on the left side of § 87(2)(b)'s head and applied pressure while she was on the ground causing a laceration to the right eye, a black eye, and bruises to her face (**Allegation A: Force**, § 87(2)(g)). PO Wilson and Sgt. Cinolauro called for backup and PO Andrea Antonaccio and PO Monique Samuel responded. PO Wilson, Sgt. Cinolauro and PO Antonaccio then allegedly shoved § 87(2)(b) into the patrol vehicle and PO Samuel and PO Antonaccio transported her to the 72nd Precinct Stationhouse (**Allegations B, C and D: Force**, § 87(2)(g)). § 87(2)(b) was processed and transported to § 87(2)(b) where she was treated for a laceration above her right eye. § 87(2)(b) was charged with § 87(2)(b) § 87(2)(b).

Findings and Recommendations

Allegation (A) Force: Police Officer Robert Wilson used physical force against § 87(2)(b)

It is undisputed that § 87(2)(b) was involved in a physical dispute; resisted arrest; and fell limp to the ground upon being escorted to the patrol vehicle.

§ 87(2)(b) provided a statement to the CCRB on September 13, 2018 [BR 02]. When the officers arrived on scene she complained to them that it was unfair that she was being arrested and not § 87(2)(b) since § 87(2)(b) started the physical dispute. § 87(2)(b) stated that upon being placed in handcuffs and escorted to the patrol car, she fell to the ground in a state of shock. While on the ground, PO Wilson put his hand on the left side of § 87(2)(b)'s head and applied pressure, driving her head into the pavement, causing her to have a black eye on the right side of her face.

PO Wilson provided a statement to the CCRB on November 27, 2018 [BR 03]. PO Wilson stated § 87(2)(b) pointed § 87(2)(b) out and said § 87(2)(b) punched her in the side of her head. § 87(2)(b) told PO Wilson that she wanted to press charges. PO Wilson told § 87(2)(b) she was under arrest and she refused to stand up, placed her arms behind her back and pulled her arms away from him. Sgt. Cinolauro handcuffed her and they both escorted § 87(2)(b) to the patrol vehicle. While PO Wilson and Sgt. Cinolauro escorted her, § 87(2)(b) went limp; threw herself to the pavement; started kicking PO Wilson and slammed her head on the pavement. PO Wilson and Sgt. Cinolauro rolled § 87(2)(b) over and she continued slamming the side of her head on the pavement causing bleeding cuts and bruises to the side of her face. PO Wilson held her feet down so she would not continue to kick around and Sgt. Cinolauro was holding her torso and head so she would not hurt herself any further. PO Wilson could not recall how Sgt. Cinolauro was holding § 87(2)(b)'s head and torso. PO Wilson did not see or hear § 87(2)(b) complain of an officer placing their hand on the left side of her head and applying pressure to the pavement ground.

Sgt. Cinolauro provided a statement to the CCRB on November 15, 2018 [BR 04]. Sgt. Cinolauro stated that while he and PO Wilson escorted § 87(2)(b) to the patrol vehicle, § 87(2)(b) threw herself to the ground and hit her head on the sidewalk, which caused a laceration to her face and head. Sgt. Cinolauro did not see PO Wilson push § 87(2)(b)'s head against the pavement while arresting § 87(2)(b).

§ 87(2)(g)

Allegation (B) Force: Police Officer Robert Wilson used physical force against § 87(2)(b)

Allegation (C) Force: Sergeant Frank Cinolauro used physical force against § 87(2)(b)

Allegation (D) Force: Police Officer Andrea Antonaccio used physical force against § 87(2)(b)

It is undisputed that § 87(2)(b) resisted arrest by falling limp to the pavement and being generally noncompliant while being escorted to the patrol vehicle.

§ 87(2)(b) provided a statement to the CCRB on September 13, 2018. She stated that upon falling to the ground, another patrol vehicle arrived and PO Wilson, Sgt. Cinolauro, and PO Antonaccio forcefully picked her up off the ground by both arms and shoved her into PO Wilson's and Sgt. Cinolauro's patrol vehicle before being taken to the stationhouse.

PO Wilson provided a statement to the CCRB on November 27, 2018. He stated that he and Sgt. Cinolauro called for backup because they could not hold § 87(2)(b) down from kicking them. Two officers arrived and helped him and Sgt. Cinolauro lift § 87(2)(b) up and escort her to the patrol vehicle. PO Wilson did not recall which officers assisted them in placing § 87(2)(b) into the patrol car. He denied shoving her into a patrol car and did not hear § 87(2)(b) complain of officers having done so.

Sgt. Cinolauro provided a statement to the CCRB on November 15, 2018. He stated that he and PO Wilson were unsuccessful in lifting § 87(2)(b) and called for backup. When backup arrived, he, PO Wilson, PO Antonaccio and another officer lifted § 87(2)(b) from her arms and Sgt. Cinolauro, PO Antonaccio and the other officer restrained her legs while escorting her to the patrol vehicle. § 87(2)(b) was not compliant in getting into the patrol vehicle and used her body to prevent herself from going into the back seat. Sgt. Cinolauro did not recall who arrived for backup or who assisted in placing her in the patrol car. Sgt. Cinolauro then directed PO Antonaccio and PO Monique Samuel to take § 87(2)(b) to the stationhouse. Only two officers helped place § 87(2)(b) into the patrol vehicle while the other officers conducted crowd control.

PO Antonaccio provided a statement to the CCRB on November 9, 2018 [BR 05]. She stated that she and her partner, PO Samuel, arrived as backup and observed PO Wilson and Sgt. Cinolauro instructing § 87(2)(b) to sit up as she moved her body side to side while sitting on the sidewalk. PO Antonaccio and PO Samuel assisted PO Wilson and Sgt. Cinolauro in holding § 87(2)(b) up. PO Antonaccio and the officers placed her into PO Antonaccio's patrol vehicle and transported her back to the stationhouse. PO Antonaccio did not recall who

assisted in standing § 87(2)(b) up and walking her to the patrol vehicle. PO Antonaccio denied that any officer shoved her into a patrol car, nor did she observe any force being used against § 87(2)(b) § 87(2)(g)

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Civilian and Officer CCRB Histories

- This is the eighth CCRB complaint to which § 87(2)(b) has been a party to [BR 06].
- PO Wilson has been a member of service for 10 months and this is his first CCRB complaint and allegation.
- SGT Cinolauro has been a member of service for 12 years and has been a subject in three CCRB complaints and five allegations, two which were closed as mediation attempted and two which were closed as complaint withdrawn.
- PO Antonaccio has been a member of service for two years and has been the subject in two CCRB complaints and three allegations, one which was closed as complaint.

Mediation, Civil and Criminal Histories

- § 87(2)(b) s complaint was not suitable for mediation due to her arrest.
- A Notice of Claim was submitted on December 7, 2018, and will be added to the case file upon receipt.
- § 87(2)(b) § 87(2)(b)
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§ 87(2)(b) [BR 07].

Squad No.: _____

Investigator: _____
Signature Print Title & Name Date

Squad Leader: _____

	Signature	Print Title & Name	Date
Reviewer:	_____	_____	_____
	Signature	Print Title & Name	Date